

**EXPRESS TERMS
OF PROPOSED ADMINISTRATIVE STANDARDS
OF THE DIVISION OF THE STATE ARCHITECT – ACCESS COMPLIANCE**

**REGARDING THE ADOPTION OF
CALIFORNIA BUILDING STANDARDS ADMINISTRATIVE CODE
INTO THE CALIFORNIA CODE OF REGULATIONS, TITLE 24, PART 1**

Chapter 5 - Articles 1, 2, 3, and 4

The Division of the State Architect/Access Compliance (DSA/AC) proposes to repeal existing California amendments to eliminate duplicative provisions adopted and/or amended by DSA/AC in CCR, Title 24 and to codify non-substantive editorial and formatting amendments.

Legend for Express Terms:

1. Existing California administrative standards are being modified:
All such standards appears in *italics*, modified language is underlined or in ~~strikeout~~.
 2. New California administrative standards:
All such standards appears *underlined and in italics*.
 3. Repealed California administrative standards:
All such language appears in ~~strikeout~~.
 4. Notation: Authority and Reference citations are corrected and provided at the end of each chapter.
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**CHAPTER 5
ACCESS TO PUBLIC BUILDINGS BY
~~PHYSICALLY HANDICAPPED PERSONS~~ WITH DISABILITIES**

**Article 1
Compliance Procedures**

5-101. Purpose. *These regulations implement Sections 4450 et seq. of the Government Code to ensure that where state funds are utilized for the construction or alteration of any public building or facility or where the funds of counties, municipalities, or other political subdivisions are utilized for the construction or alteration of elementary, secondary or community college buildings and facilities that the plans and specifications for such buildings and facilities are reviewed by the Division of the State Architect, ~~Office of Regulation Services (DSA/ORS)~~ and certified to be in compliance with the “Access to Public Buildings by Physically Handicapped Persons Law” California law requiring access for persons with disabilities prior to a contract being awarded.*

5-102. General. *For the purpose of assuring compliance with ~~handicapped design requirements~~ minimum requirements for accessibility by persons with disabilities, the governmental agency controlling the appropriation from which the project is funded shall submit an application, together with plans and full, complete, and accurate specifications and filing fee, to the State Architect. The ~~DSA/ORS~~ will process the documents. Written approval shall be obtained prior to award of a construction contract.*

5-103. Application. For each project to be reviewed and certified, a separate application (Form ~~No. ORS DSA-1~~) shall be submitted to the ~~DSA/ORS~~. The application shall be accompanied by a complete set of project plans and specifications and an appropriate filing fee (see Section 5-104).

The above documents shall be submitted to ~~either~~ one of the following regional offices:

~~DIVISION OF THE STATE ARCHITECT
HEADQUARTERS OFFICE
ACCESS COMPLIANCE PROGRAM
1130 K Street, Suite 101
Sacramento, California 95814~~

~~DIVISION OF THE STATE ARCHITECT
SAN FRANCISCO BAY AREA REGIONAL OFFICE -I
1515 Clay Street, Suite 1201
Oakland, California 94612~~

~~DIVISION OF THE STATE ARCHITECT
SACRAMENTO REGIONAL OFFICE -II
1225 R Street 1102 Q Street, Suite 5200
Sacramento, CA 95814~~

~~DIVISION OF THE STATE ARCHITECT
LOS ANGELES BASIN REGIONAL OFFICE -III
107 South Broadway, Room 3029 700 N. Alameda Street, Suite 5-500
Los Angeles, California 90012
Attention: Access Compliance Section~~

~~DIVISION OF THE STATE ARCHITECT
SAN DIEGO REGIONAL OFFICE -IV
Resolent Business Park
16680 West Bernardo Drive
San Diego, CA 92127~~

5-107. Billing for Further Fees. For public school projects the ~~DSA/ORS~~ shall determine whether or not further fees are due and shall bill the district for such further fees. ...

5-109. Review of Plans and Specifications. The ~~DSA/ORS~~ will review the submitted documents to ensure that the requirements cited in Article 1 are fully met.

5-110. Written Approval.

(a) Approval Obtained. Upon completion of review, ~~DSA/ORS~~ will return to the awarding authority a written approval, if the documents comply with the requirements. This approval of the application constitutes the 'written approval' required by Section 4454 of the Government Code. No changes or revisions shall be made following written approval which affect ~~handicapped~~ access compliance items unless such changes or revisions are submitted to the ~~Access Compliance Section of the DSA/ORS~~ for approval.

(b) Approval Denied. If the documents fail to meet the requirements of these regulations, ~~DSA/ORS~~ will return to the awarding authority the plans with corrections noted thereon together with instructions for resubmittal of the plans and specifications. The corrected plans are the property of the Division of the State Architect and shall be returned within six months or the application will be void. No valid construction contract may be awarded before written approval is obtained.

(d) Notification. Where the State Architect is the enforcement authority and any project is proposed to be approved and such approval action would deny accessibility either required by Sections 4450 and 4458, inclusive, of the Government Code to ~~handicapped~~ persons with disabilities, or by reason of an equivalent facilitation exception granted pursuant to Section 4451 of the Government Code, the State Architect shall notify affected ~~handicapped~~ persons with disabilities or organizations and others who have made written requests to be informed as to such proposals under consideration.

Authority: Government Code Sections 4450 and 4460 and Health & Safety Code Section 18949.1.
Reference: Government Code Section 4460.

Article 2

Division of the State Architect/Access Compliance Processing Product Approvals January 1, 2001

NOTE: Detectable warning products and directional surfaces installed after January 1, 2001 shall be evaluated by an independent entity, selected by the Department of General Services, Division of the State Architect, Access Compliance, for all occupancies, including transportation and other outdoor environments, except that when products and surfaces are for use in residential housing, evaluation shall be in consultation with the Department of Housing and Community Development. See Government Code Section 4460.

5-201. Processing Independent Entity Evaluation Approvals (IEEA). Independent Entity Evaluation Approvals shall be registered in the Division of the State Architect (DSA) headquarters office.

To maintain a central file for all IEEA, and to operate within the current DSA program, certain administration and all accounting shall be performed at the DSA headquarters office under the direction of the ~~Principal of Access Compliance~~ Architect.

5-205. Contacts for Questions.

1. IEEA Contact - DSA headquarters, attention: Access Compliance, IEEA Program.
2. Headquarters Administration Contact - ~~Principal Access Compliance~~ DSA headquarters, attention: Access Compliance, IEEA Program.
3. Headquarters Accounting Contact - DSA headquarters, Accounting.

Authority: Government Code Sections 4450, 4460 and Health & Safety Code Section 18949.1.
Reference: Government Code Section 4460.

Article 3

Acceptance of Detectable Warning and Directional Surface Products for Manufacturers and Design Professionals January 01, 2001

NOTE: Detectable warning products and directional surfaces installed after January 1, 2001 shall be evaluated by an independent entity, selected by the Department of General Services, Division of the State Architect, Access Compliance, for all occupancies, including transportation and other outdoor environments, except that when products and surfaces are for use in residential housing, evaluation shall be in consultation with the Department of Housing and Community Development. See Government Code Section 4460.

Authority: Government Code Sections 4450 and 4460 and Health & Safety Code Section 18949.1.
Reference: Government Code Section 4460.

Article 4
Application for Independent Entity Evaluation Approval (IEEA)

5-401. Application for IEEA. The following form must be filed in duplicate:

APPLICATION FOR IEEA FORM (Filed in Duplicate)	
<p>1. Product Name: _____</p> <p>2. Description of Product: _____ Expiration Date: _____</p> <p>3. Intended Product Use: _____</p> <p>4. Company Name: _____</p> <p>5. Company Address: _____</p> <p>6. Contact Person: _____</p> <p>Title: _____</p> <p>Contact Person's Phone Number: _____</p> <p>Contact Person's Fax Number: _____</p> <p>7. Name of Applicant: _____</p> <p>8. Signature of Applicant: _____ Date: _____</p> <p>9. Application Fee Submitted: _____</p> <p style="text-align: center; margin-top: 20px;"><i>Please make checks payable to Division of the State Architect, Access Compliance</i></p> <p style="text-align: right; margin-right: 100px;"><i>New Submittal: \$1,500.00</i></p> <p style="text-align: right; margin-right: 100px;"><i>Revised Submittal: \$ 500.00</i></p> <p style="text-align: center; margin-top: 20px;"><i>Fees shown are for initial application. Additional time expended during product review in excess of the initial fee will be billed on an hourly basis.</i></p> <p>10. Return application, check and submittal to:</p> <p style="text-align: center; margin-top: 20px;"><i>Division of the State Architect--Access Compliance</i> <i>1130 K Street, Suite 101 11102 Q Street, Suite 5100</i> <i>Sacramento, CA 95814</i></p>	

Authority: Government Code Sections 4450 and 4460 and Health & Safety Code Section 18949.1.
Reference: Government Code Section 4460.